

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**Amendment No. 2 to HB1290**

**Fitzhugh  
Signature of Sponsor**

**AMEND Senate Bill No. 348\***

**House Bill No. 1290**

By deleting all language after the enacting clause and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, 55-10-308, deleting the section in its entirety and by substituting instead the following language:

§55-10-308.

(a) Subject to subsection (b) below, where §§55-8-101 -- 55-8-180 and 55-10-101 -- 55-10-310 apply to territory within the limits of a municipality, the primary responsibility for enforcing such sections shall be on the municipality which shall be further authorized to enforce such additional ordinances for the regulation of the operation of vehicles as it deems proper; provided, however, that any municipality having a population of ten thousand (10,000) or less, according to the 2000 federal census or any subsequent federal census, must exercise the authority conferred by this section in full compliance with the rules promulgated by the commissioner of safety to regulate enforcement of §§ 55-8-101 —55-8-180 and 55-10-101 — 55-10-310, on the portions of any highway designated and known as part of the national system of interstate and defense highways lying within the territorial limits of such municipalities; provided, that this restriction shall not apply to drug interdiction officers employed by any such municipality while such officers are actively serving with any judicial district drug force.

(b) Notwithstanding title 8, chapter 21, part 4, §§16-18-305, 68-18-304, or any other provision of law to the contrary, seventy-five percent (75%) of all fines and fees collected as a result of any speeding ticket for violations of §§55-8-152,

55-8-153, 55-8-154, 55-8-155, 55-8-156 or any ordinance mirroring, substantially duplicating or incorporating by cross-reference the language of such statutes, issued by a municipality having a population of five thousand (5,000) or less, according to the 2000 federal census or any subsequent federal census, on the portions of any highway designated and known as part of the national system of interstate and defense highways lying within the territorial limits of such municipality shall be deposited in the state's highway fund.

SECTION 2. This act shall take effect July 1, 2007, the public welfare requiring it.